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5 Attorneys for Defendant and Third Party Plaintiff
Stark Investment Company, a
6 California general partnership

7
8 UNITED STATES DISTRICT COURT
9 NORTHERN DISTRICT OF CALIFORNIA

10 PALMTREE ACQUISITION
CORPORATION, a Delaware corporation,

11 Plaintiff,

12 vs.
13

14 MICHAEL R. NEELY, an individual, PERRY
J. NEELY, an individual; GARY NEELY, an
15 individual; MICHAEL R. NEELY, PERRY J.
NEELY and GARY NEELY dba MIKE'S ONE
16 HOUR CLEANERS; CHARLES FREDERICK
HARTZ dba PAUL'S SPARKLE CLEANERS;
17 CHARLES F. HARTZ, an individual;
MULTIMATIC CORPORATION, a New
18 Jersey corporation; WESTERN STATES
DESIGN, a California corporation;
19 MCCORDUCK PROPERTIES LIVERMORE,
LLC, a Delaware limited liability company
20 individually and as the successor to JOHN
MCCORMICK, KATHLEEN MCCORDUCK,
21 PAMELA MCCORDUCK, SANDRA
MCCORDUCK MARONA, and IMA
22 FINANCIAL CORPORATION, a California
corporation; STARK INVESTMENT
23 COMPANY, a California general partnership;
GRUBB & ELLIS REALTY INCOME
24 TRUST, LIQUIDATING TRUST, a California
trust; and DOES 1-20, inclusive,

25 Defendants.
26

Case No. CV 08 3168 EMC

**STIPULATION TO EXTEND TIME
TO RESPOND TO COMPLAINT ; ORDER
[L.R. 6-1(b)]**

Hon. Edward M. Chen

1 THE KIRRBURG CORPORATION, formerly
2 known as MULTIMATIC CORPORATION, a
3 New Jersey corporation; and STARK
INVESTMENT COMPANY, L.P., a California
limited partnership.

4 Third Party Plaintiffs,

5 v.

6 ESTATE OF HAROLD A. ELLIS, JR.; CEDE
7 & CO., nominee of The Depository Trust
Company, a New York trust company; JAMES
8 R. PROUD, an individual; DEAN BANKS, an
individual; EMMETT R. DEMOSS JR., an
9 individual; JOHN E. HYJER, an individual;
PRUDENTIAL EQUITY GROUP, LLC,
10 formerly known as PRUDENTIAL
SECURITIES, INC., a Delaware corporation;
11 THE ANDERSON MARITAL TRUST dated
February 28, 1979, as amended and restated
12 August 31, 1994; and THE ANDERSON TAX
DEFERRAL TRUST, dated February 28, 1979,
13 as amended and restated August 31, 1994,

14 Third Party Defendants.

15
16 IT IS HEREBY STIPULATED AND AGREED by and between the attorneys for Third-
17 Party Plaintiffs, The Kirrberg Corporation and Stark Investment Company, L.P. ("Third-Party
18 Plaintiffs"), and for Third-Party Defendant, Estate of Harold A. Ellis, Jr. ("Ellis Estate"), that Ellis
19 Estate's time to respond to the Third-Party Complaint filed by Third-Party Plaintiffs shall be
20 extended to and including March 16, 2010.

21
22 DATED:

DONGELL LAWRENCE FINNEY LLP

23
24 By: 

Thomas F. Vandenburg

25 Attorneys for Defendant and Third-Party Plaintiff
26 THE KIRRBURG CORPORATION, formerly known
as MULTIMATIC CORPORATION, a New Jersey
27 corporation
28

1 DATED: Feb. 22, 2010

GONSALVES & KOZACHENKO

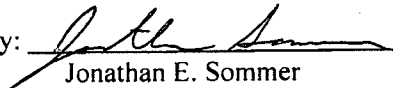
2
3 

4 By: _____
5 Selena P. Ontiveros

6 Attorneys for Defendant and Third Party Plaintiff
7 Stark Investment Company, a California general
8 partnership

9 DATED:

STEIN & LUBIN

10
11 By: 
Jonathan E. Sommer

12 Attorneys for Third Party Defendant Estate of
13 Harold A. Ellis, Jr.

14 **PURSUANT TO STIPULATION, IT IS SO ORDERED:**

15
16 Dated: 3/1/10
17 _____

18 Edward M. Chen
19 Magistrate Judge of the United States
District Court

